

STATE OF SOUTH CAROLINA)
)
COUNTY OF MARLBORO)

ORDINANCE #663

**AN ORDINANCE TO AUTHORIZE A FRANCHISE AGREEMENT FOR THE
COLLECTION AND DISPOSAL OF HOUSEHOLD SOLID WASTE**

WHEREAS, Household solid waste generated within the borders of Marlboro County does, through improper disposal, constitute a public health risk; and

WHEREAS, Marlboro County has been subjected to an unfunded mandate in the form of the Solid Waste Policy and Management Act of 1991 that requires Marlboro County to inventory and assess its solid waste management needs, to implement programs for solid waste management, and to meet specific goals; and

WHEREAS, the Marlboro County Council desires to provide its citizens with a safe and cost effective means of disposing household solid waste, and;

WHEREAS, Marlboro County Council has determined that the most effective and efficient means of disposing of household solid waste that will enable the County to meet the goals imposed by the Act is the curbside collection of household solid waste utilizing roll carts; and

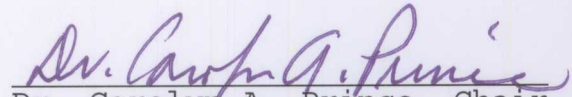
WHEREAS, Marlboro County has been given general police powers as provided by South Carolina Code Ann., Section 4-9-25 and has been given specific authority to engage in solid waste collection including contracting with private agencies and to regulate the same by virtue of South Carolina Code Ann., Section 44-55-1210, et. seq.

THEREFORE, BE IT ORDAINED BY THE MARLBORO COUNTY COUNCIL THAT: the franchise agreement attached hereto as "Attachment A" is hereby entered into Marlboro County and J. Davis Enterprise LLC DBA USA Waste & Recycling to provide solid waste collection services to the households located in the unincorporated areas of Marlboro County under the terms and conditions outlined in "Attachment A".

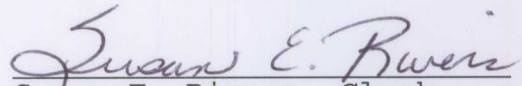
PAGE 2 - ORDINANCE # 663

ADOPTED THIS 1st DAY OF September, 2009.

(SEAL)


Dr. Carolyn A. Prince, Chair
Marlboro County Council

ATTEST:


Susan E. Rivers, Clerk
Marlboro County Council

FIRST READING:	August 11, 2009
SECOND READING:	August 24, 2009
THIRD READING:	September 1, 2009